

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

SHAWN DRUMGOLD

Plaintiff,

vs.

CITY OF BOSTON et. all,
Defendants

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CIVIL ACTION NO.
04-11193 NG

Background Questions

1. Name: _____
2. Sex: _____
3. Date of Birth: _____
4. Place of Birth: _____
5. What city and county do you live in? _____

6. What is the name of your neighborhood? _____

7. What is your race or ethnic background? _____

FAMILY HISTORY

8. Marital Status:

_____ Single and never married

_____ Currently married and have been for _____
years

_____ Single, but married in the past for _____ years

_____ Single, but living with non-marital mate for _____
years

_____ Widowed, but married in the past for _____
years

_____ Other: _____

Any prior marriages? Yes _____ No _____

If yes, how many? _____

9. If you have children, please list (include children who do not live with you):

<u>Sex</u>	<u>Age</u>	<u>Does child live with you?</u>	<u>Education</u>	<u>Occupation</u>
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_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

10. Do you have any grandchildren? Yes _____ No _____

If yes, how many? _____

What are their ages?

For adult grandchildren, what are their occupations?

RESIDENCE

11.

(a) How long have you lived at your current address?

(b) How long have you lived in that city or town?

(c) Which of the following best describes your type of residence?

____ Rental apartment

____ Own home

____ Rental house

____ Own apartment/condo

____ Rental _____

____ Own mobile home

(other)

____ Other _____
(specify)

12. What other cities, towns, or areas have you lived in and

for how long did you live there? (Please note if you have lived in another country or state.)

13. How many people live in your household? _____

14. If persons other than your spouse/partner and children live with you, please explain:

EMPLOYMENT

15. What is your current occupation/job title?

(a) Describe what you do:

(b) For how long? _____

(c) Name of employer? _____

16. Please list all prior occupations and employers.

<u>Employer</u>	<u>Occupation</u>	<u>For How Long</u>
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_____	_____	_____
_____	_____	_____
_____	_____	_____

17. If unemployed, please give the reason for your unemployment.

_____ Unable to find work _____ Retired

_____ Disabled

_____ Other: _____

18. List the occupation and employers of any adult children:

<u>Employer</u>	<u>Occupation</u>	<u>For how long</u>
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_____	_____	_____
_____	_____	_____
_____	_____	_____

19. Have you supervised other people at your present or past place of employment?

Yes _____ No _____

If yes, please describe the nature of your duties and the number of persons supervised:

-
20. In the course of your employment, are you or have you been required to write reports?

Yes_____ No_____

If yes, please describe the type of information you are required to write in the report(s):

-
-
21. Have you been required to attend training courses in connection with your employment?

Yes_____ No_____

If yes, please describe the name of the course(s) and the length of the course(s):

EDUCATION

22. How many years of schooling have you completed?

- a. What schools did you attend?

(1) High school:_____

(2) College or other programs of study:_____

(a) What did you study?_____

(b) What degrees or certificates did you obtain? _____

23. Do you still attend or do you plan on attending school in the future?

Yes_____ No_____

(a) What do you/will you study?_____

24. Do you speak or read any other language in addition to English?

Yes_____ No_____

If yes, list the languages:_____

25. How many years of schooling did your spouse complete?

(a) What schools did he/she attend?

(1) High school:_____

(2) College or other programs of study:_____

26. Does he/she still attend or does he/she plan on attending school in the future?

Yes_____ No_____

(a) What does or will he/she study?_____

27. Do you or your spouse have any legal training, or have you or your spouse taken any law courses?

Yes_____ No_____

If yes, please list the training and/or courses:

28. Have you taken any medical or psychology courses?

Yes_____ No_____

(a) If yes, please list the courses:

MILITARY

29. Have you, your spouse/partner, or other close family members ever served in the military?

Yes_____ No_____ If yes, please list:

MEMBERS <u>relationship)</u>	<u>YOU</u>	PRESENT SPOUSE <u>OR PARTNER</u>	FAMILY <u>(Specify</u>
Branch of service	_____	_____	_____
Dates of service	_____	_____	_____
Duty Assignment	_____	_____	_____
Rank	_____	_____	_____
Combat	____ Yes	____ Yes	____ Yes
	____ No	____ No	____ No

30. Have you or your spouse/partner ever participated in a military court martial, or served in the military police, or other military law enforcement capacity?

If yes, please describe that participation:

YOU: _____

PRESENT SPOUSE/PARTNER: _____

ACTIVITIES

31. What civic, social, religious, professional, or trade clubs or organizations do you now belong to?

- (a) What similar organizations have you belonged to in the past?

32. Please list any office or title you currently hold, or have held in the past, in these or other organizations?

<u>Organization</u>	<u>Office Held</u>	<u>Dates</u>
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33. Have you, a family member, or close friend ever participated in any group concerned with crime prevention or victims' rights?

Yes _____ No _____

- (a) If yes, please identify that person's relation to you:

- (b) If yes, what group was it? Describe its purpose and your participation in it:

34. Do you belong to or associate with any group or organization that has protection or promotion of civil liberties as a goal?

Yes _____ No _____

(a) If yes, which one(s)? _____

35. Do you watch movies?

Yes _____ No _____

(a) How often? _____

(b) Identify the titles of the last six movies you have seen:

36. Do you read in your spare time? Yes _____ No _____

(a) If yes, list the book(s) you are now reading or have read in the last year:

37. What newspapers do you read regularly, including both local and out-of-town papers?

38. How often do you read a newspaper?

_____ Every day

_____ Several times a week

_____ Once or twice a week

_____ Less often than once a week

_____ Never

39. What magazine(s) do you read regularly?

40. Do you watch television? _____ Yes _____ No

(a) If yes, which programs do you tend to watch on a regular basis?

(b) Do you ever watch TV programs that show real life police activities, like the programs named "Cops" or "America's Most Wanted"? _____ Yes _____ No

If yes, how often: _____ Very often

_____ Occasionally

_____ Almost never

41. Which radio station(s) do you generally listen to?

42. How often do you listen to news on radio or television?

_____ Every day

_____ Several times a week

_____ Once or twice a week

_____ Less often than once a week

_____ Never

43. What is the most important source of news for you?

_____ Internet

_____ Newspapers

_____ TV

_____ Radio

_____ Magazines

_____ Friends and family

44. What are your leisure time activities or interests?

45. What is your current voter registration?

_____ Not registered to vote

_____ Democrat

_____ Republican

_____Independent

_____American Independent

_____No party selected

_____Other_____

YOUR SPOUSE OR PARTNER'S BACKGROUND

Please complete regarding your present spouse or partner. If you are: (please check) _____widowed, _____divorced, or _____separated, please complete all of the following questions regarding your former spouse.

46. Age_____

47. Place of birth_____

48. Race or ethnic background_____

49. Current employment status:

_____Employed full-time

_____Employed part-time

_____Homemaker

_____Student

_____Unemployed - looking for work

_____Unemployed - not looking for work

_____Retired

50.

(a) What is his/her occupation (or what was it, if retired or unemployed)? _____

(b) By whom is s/he employed? _____

(c) How long has s/he worked there? _____

(d) Please describe the nature of his/her job:

(e) Please list the main jobs s/he has had as an adult:

Job

Employer

Dates

51. What is the last level of education s/he completed?

_____ Grade school or less

_____ Some high school

_____ High school graduate

_____ Technical or business school

_____ Some college

_____ College graduate

_____ Post graduate

Please name the degree, if any, s/he has and the schools or colleges s/he attended, and major areas of study:

CRIMINAL JUSTICE EXPERIENCE

52. Have you ever called the police for any reason?

_____ Yes _____ No

If yes, please explain: _____

53. Have you, or has any close friend or relative, been the victim of, or witness to, any kind of crime, whether it was reported to law enforcement authorities or not (including robbery, burglary, assault, sexual assault, etc.)?

_____ Yes _____ No If yes:

<u>Relationship</u>	<u>Type of Crime</u>	<u>Victim or Witness</u>	<u>Police Reported to</u>	<u>Caught?</u>	<u>Was anyone Outcome</u>	<u>Case</u>
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- (a) How did you, or the person close to you, feel that the police or law enforcement agency handled the situation? _____

54. If there was a court hearing for the case or cases described in Question 53, did you or any close friend or relative testify in court? _____ Yes _____ No

- (a) If yes, who testified: _____

- (b) If yes, how did you or your close friend or relative feel about the experience of testifying?

55. How serious a problem do you think crime is in your neighborhood?

_____ Very serious

_____ Somewhat serious

_____ Not a serious problem

56. Have you ever moved or considered moving because you thought crime was a problem in your neighborhood?

_____Yes _____No

If yes, please explain:_____

57. Have you taken any extra precautions to protect yourself, your family, or your home from crime?

_____Yes _____No

If yes, please explain:_____

58. To your knowledge, is there a crime watch group in your neighborhood?

_____Yes _____No

If yes, do you participate? _____Yes _____No

59. In your opinion, what are the major causes of crime?

LAW ENFORCEMENT

60. Please read the following list of law enforcement

Agencies:

Boston Police Department
Any other police department
County Jail Authorities
Department of Corrections
District Attorney
Police Commission
Probation or Probation Agency
Security/Detective Service
State Police
State Prison Authorities
Federal Bureau of Investigation (FBI)
Military Police
Drug Enforcement Agency
Federal Prison Authorities
United States Marshal
United States Attorney
Immigration and Naturalization Service
Other Federal Law Enforcement Agencies
CIA

- (a) Have you, or has someone you know, ever been employed by any of the law enforcement agencies listed above, or by any other law enforcement organization (as employee or volunteer)?

_____Yes _____No

If yes, please list:

Relationship
To you (friend,
Son, etc.)

Position

Employer

- (b) Have you ever had any contact with anyone in any law enforcement agency through your work, in your neighborhood, or in your social life?

_____ Yes _____ No If yes, please list:

<u>Relationship to you</u>	<u>Position</u>	<u>Employer</u>
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_____	_____	_____
_____	_____	_____
_____	_____	_____

- (c) Have you, or has someone you know, ever been employed in a security-related job for a private business (for example, as a security guard or investigator)?

_____ Yes _____ No If yes, please list:

<u>Relationship to you</u>	<u>Position</u>	<u>Employer</u>
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_____	_____	_____
_____	_____	_____
_____	_____	_____

61. Have you, or has any close friend or relative, ever considered working in law enforcement?

If yes, who is this person? _____

If yes, please explain: _____

62. _____
Have you had any training, courses, or work
experience in law enforcement, criminal justice,
administration of justice, or law? If yes, please
describe: _____

63. Have you ever been on a “ride-along” with police officers?

_____ Yes _____ No

If yes, please describe the experience: _____

FOR EVERYONE

64. Would you be more willing to believe the testimony of a
police officer than another witness who is not a police
officer?

_____ Yes _____ No

If yes, please explain: _____

65. Some people feel that the job police officers perform is so
difficult and important that it is wrong to second-guess
them by suing them for wrongdoing which occurs in the
course of their job performance.

Would you agree that it is wrong to sue police officers?

_____Agree _____Disagree

If you agree, please explain:_____

66. Do you have any hesitation about the fairness of suing police officers who may have encouraged witnesses to lie at trial?

_____Yes _____No

If yes, please explain:_____

67. What are your general views about the police being sued for their conduct while on duty? _____

68. What are your views about compensation for a wrongfully convicted person?

69. Do you believe that a wrongfully convicted person should have to prove his innocence before you could hold the police responsible for violating his civil rights?

_____Yes _____No

(a) Why or why not?_____

LEGAL SYSTEM

70. Have you, or has any close friend or relative, had any legal training (including law courses, paralegal program, or on-the-job training)?

_____ Yes _____ No

If yes, please explain: _____

71. Have you, or has anyone in your family, ever sued or been sued by anyone?

_____ Yes _____ No

If yes, please explain: _____

72. How do you feel about the way the criminal justice system is working in the United States? _____

73. For each of the following statements, please indicate how much you agree or disagree:

- (a) Regardless of what the law says, a defendant in a criminal trial should be required to prove his or her innocence?

_____ Agree strongly

_____ Agree somewhat

_____ Disagree somewhat

_____ Disagree strongly

_____ Other: _____

- (b) It is better for society to let some guilty people go free than to risk convicting an innocent person.

_____ Agree strongly

_____ Agree somewhat

_____ Disagree somewhat

_____ Disagree strongly

_____ Other: _____
(please explain)

74. Do you believe the criminal justice system makes it too hard for the police and prosecutors to convict people accused of crimes?

_____ Yes

_____ No

Please explain:

WEAPONS (To be used if the Court denies Plaintiff's MIL on the gun)

75. Do you own, or have you ever owned, any type of firearm?

_____ Yes _____ No

(a) For what purposes do you own a firearm?

76. Do you have any close friend or relative who owns or uses firearms?

_____ Yes _____ No

(a) If yes, what type of firearms?

77. Have you ever used or handled a firearm?

_____ Yes _____ No

If yes, when? For what purpose? _____

78. Have you ever belonged to the National Rifle Association or any other organization that is concerned with protecting the rights to own weapons?

_____Yes _____No

If yes, what was/is the extent of your participation in the organization? _____

79. Do you feel that persons besides police officers should be permitted to own firearms or any other type of weapon?

_____Yes _____No

If yes, what persons? What type of weapons? _____

NATURE OF CRIMES CHARGED AND PRE-TRIAL PUBLICITY

80. Did you see, hear, or read anything about the previous trial?

_____Yes _____No

- (a) If yes, how often did you follow the trial?

_____Every day

_____Several times a week

_____Just occasionally

_____Not at all

- (b) If yes, what are some of the main things you remember about the trial? _____

-
-
81. People who have been wrongfully convicted sometimes bring lawsuits against the police department. do you favor or oppose this type of lawsuit?

_____ Favor _____ Oppose

Why? _____

82. Have you heard, seen, or read anything else about this case?

_____ Yes _____ No

If yes, please explain: _____

RACE

83. How serious a problem do you think racial discrimination against African Americans in Boston?

_____ A very serious problem

_____ A somewhat serious problem

_____ Not too serious

_____ Not at all serious

84. How often does it happen these days that a less qualified

African American person gets a job or promotion over a more qualified non minority?

_____ Very often

_____ Only now and then

_____ Almost never

85. In general, do you think our society treats people of all races equally?

_____ Yes

_____ No

Please explain:

90. What effects do you think racial or other forms of discrimination have on people who are the targets of the discrimination? _____

91. Do you think some people use racial discrimination as an excuse for their own shortcomings?

_____ Yes

_____ No

If yes, please explain:

92. Have you been exposed to persons who exhibit, or who have exhibited racial, sexual, religious, and/or other ethnic prejudice?

_____ Yes _____ No

If yes, please explain: _____

- (a) Would that experience affect you in any way while serving as a juror in this case? Why or why not?

JURY SERVICE

93. Have you ever served as a juror before?

_____ Yes _____ No

If yes, please complete for each case on which you served:

<u>Civil</u> <u>Criminal</u>	<u>or</u>	<u>Charges/</u> <u>Allegations</u>	<u>When</u>	<u>Where</u>	<u>Did the jury reach a</u> <u>verdict? (yes/no)</u>
1					
2					
3					

4 _____

5 _____

(a) Have you ever served as a jury foreperson? _____

(b) How did you feel about your experience as a juror?

(c) Was there anything about your experience as a juror which would make you not want to serve again? _____

(d) Were you contacted by or interviewed by anyone concerning your jury experience after the conclusion of the case?

_____ Yes _____ No

If yes, by whom were you contacted? _____

94. Have you ever served on a grand jury?

_____ Yes _____ No

If yes, when: _____

Where: _____

Kind of jury: _____

Please describe experience: _____

ATTORNEYS AND PARTIES TO THIS CASE

95. During the trial, the following people may be involved or mentioned. Please look over the list and note any person you know personally or have heard of. At the end of the list, please indicate your relationship to any of the people and/or how you have heard of them.

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

CONCLUDING QUESTIONS

96. Is there any matter not covered by this questionnaire that should be brought to the attention of the Court because it would affect your ability to be a fair and impartial juror?

_____Yes _____No

If yes, please explain: _____

97. Is there any matter you would prefer to discuss privately with the judge?

_____Yes _____No

If yes, please explain: _____

98. Do you have any specific problems at home or at work that might interfere with your ability to concentrate on the case during trial?

_____Yes _____No

If yes, please explain: _____

99. Do you have any medical condition that would make it difficult for you to serve as a juror?

_____Yes _____No

If yes, please explain: _____

100. What is the condition of your hearing?_____

101. What is the condition of your eyesight?_____

102. Are you willing, as a juror, to remain as long as necessary to reach a verdict in the case, even if the proceeding lasts longer than the estimate given by the Court?

_____Yes _____No

103. Do you have any specific problems dealing with stress or pressure? If yes, please explain:_____

104. Do you generally “hold your ground” when you feel that you are correct? Are you easily swayed by the strong influence of others? Explain:_____

105. Would you be able to keep an open mind throughout this case?

_____Yes _____No

106. Before coming here today, have you formed any opinion about this case?

_____Yes _____No

(a) If yes, what is the opinion:_____

(b) Do you still hold that opinion?_____

(c) Can you set aside any opinion and decide the case
on the evidence presented in court, and the
instructions on the law that the Court gives you?
Why or why not?_____

107. Is there any particular reason that you would like to be a
juror on this case, or would not like to be a juror on this
case? Please explain:_____

Juror Signature